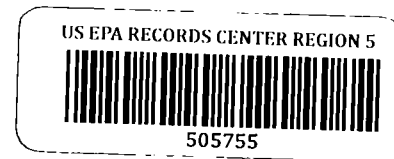




UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590



November 2, 2005

REPLY TO THE ATTENTION OF:

Mr. Ronald H. Barnett
2225 East River Road
Moraine, OH 45439

RE: Lots 4610 and 3252 as Part of South Dayton Dump and Landfill Site
Moraine, Ohio

Dear Mr. Barnett:

The United States Environmental Protection Agency (U.S. EPA) is in receipt of your letter dated October 6, 2005 which lists reasons as to why your property should be excluded from the South Dayton Dump and Landfill Site in Moraine, Ohio.

U.S. EPA has included your property - Lots 4610 and 3252 - as part of the South Dayton Dump and Landfill Site based on the following evidence:

- 1) U.S. EPA's Aerial Photographic Analysis of South Dayton Dump Site, Moraine, Ohio dated June 2002 shows evidence of solid waste, debris, ground staining, dark toned material, and filling in the vicinity of what is currently known as Lots 4610 and 3252 (access road) in years 1949-1988.
- 2) Handwritten notes on an undated tax map in the Montgomery County Combined General Health District files believed to be submitted by Alcine Grillot, landfill operator, indicate that the operations of the South Dayton Dump and Landfill Site extended into the property currently known as Lot 4610.
- 3) A title search shows that Lots 4610 and 3252 were owned by Cyril Grillot and Horace Boesch, who owned the rest of the South Dayton Dump and Landfill Site property and leased the property to Alcine Grillot to operate as a dump and landfill.

For these reasons U.S. EPA cannot exclude Lots 4610 and 3252 from the contamination investigation U.S. EPA is planning at the South Dayton Dump and Landfill Site. Because you are the current owner of Lots 4610 and 3252, U.S. EPA believes that you are one of the potentially responsible parties for the site under Section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. §9607(a), as amended.

If you have any questions or would like to discuss this matter further, please feel free to contact me at 312-886-1843 or via email at cibulskis.karen@epa.gov. Written correspondence may be sent to me at:

Karen Cibulskis, SR-6J
U.S. EPA
77 W. Jackson
Chicago, IL 60604

Legal questions or matters concerning the South Dayton Dump and Landfill Site should be directed to Mr. Thomas Nash, Associate Regional Counsel for the site, at (312) 886-0552 or via email at nash.thomas@epa.gov or in writing to:

Mr. Thomas Nash, C-14J
U.S. EPA
77 W. Jackson
Chicago, IL 60604

Thank you for your correspondence concerning this matter.

Sincerely,



Karen Cibulskis
Remedial Project Manager
Superfund Division